

CERTIFICATE OF MAILING

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[Signature]
Attorney for Applicant

PATENT
Docket No. 3346.2.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rex Lewis Pitcher)
Serial No.: 10/725,619)
Filed: December 2, 2003) Art Unit
For: VACUUM EXERCISE DEVICE FOR PROMOTING) 3736
EXPANSION OF SOFT TISSUE)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

This Information Disclosure Statement discloses information which has come to the attention of Applicant or those individuals designated in § 1.56(c) and is being submitted to comply with the duty of disclosure set forth in 37 C.F.R. § 1.56. In accordance with 37 C.F.R. § 1.97(b), this Statement is being filed within three (3) months of the filing date of the above-identified application or before the mailing date of a first Action on the merits.

Neither Applicant nor those individuals designated in § 1.56(c) make any representation that any information disclosed herein may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103. Moreover, pursuant to 37 C.F.R. § 1.97, the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made or as

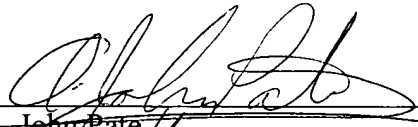
an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

In accordance with 37 C.F.R. § 1.98, this Information Disclosure Statement includes and is accompanied by:

1. A completed copy of Form PTO-1449 listing the patents, publications and other information being submitted for consideration; and
2. A legible copy of each patent, publication, and other item of information in written form listed on the enclosed Form.

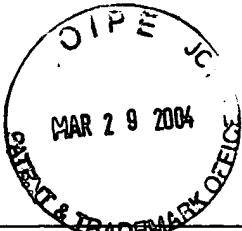
DATED this 25th day of March, 2004.

Respectfully submitted,


A. John Pate
Reg. No. 36,234
Attorney for Applicant

Date: March 10, 2004

PATE PIERCE & BAIRD
550 Parkside Tower
215 South State Street
Salt Lake City, Utah 84111
Telephone: (801) 530-0330
Facsimile: (801) 530-5955



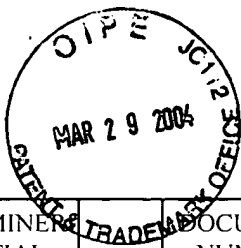
FORM PTO-1449 LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (use several sheets if necessary)	SERIAL NO. 10/725,619	ATTORNEY DOCKET NO. 3346.2.1
	FILING DATE December 2, 2003	GROUP ART UNIT 3736
	APPLICANT(S): Rex Lewis Pitcher	

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A1	6,458,073 B1	10/01/2002	Bonthuys	600/38	03/03/1998
	A2	6,277,062 B1	08/21/2001	Vollrath et al.	600/38	05/19/2000
	A3	6,231,502 B1	05/15/2001	McCarty	600/38	04/17/1999
	A4	6,117,069	09/12/2000	Vollrath et al.	600/38	06/08/1999
	A5	6,042,537	03/28/2000	Kaiser	600/38	08/13/1997
	A6	6,036,635	03/14/2000	Altshuler	600/38	02/26/1997
	A7	5,964,695	10/12/1999	Vollrath et al.	600/38	07/15/1997
	A8	5,951,460	09/14/1999	Vollrath	600/38	07/16/1997
	A9	5,921,914	07/13/1999	Tucker et al.	600/38	09/05/1997
	A10	5,836,864	11/17/1998	Clark Jr.	600/38	09/30/1997
	A11	5,713,830	02/03/1998	Tucker et al.	600/38	07/30/1996
	A12	5,701,917	12/30/1997	Khoury	128/897	03/22/1995
	A13	5,695,445	12/09/1997	Khoury	600/38	07/20/1995
	A14	5,676,634	10/14/1997	Khoury	600/38	08/18/1995
	A15	5,669,869	09/23/1997	Strom	600/38	05/20/1996
	A16	5,647,837	06/15/1997	McCarty	600/38	03/30/1995
	A17	5,624,378	04/29/1997	Baldecchi	600/38	08/31/1994
	A18	5,536,233	07/16/1996	Khoury	600/38	03/30/1994
	A19	5,460,594	10/24/1995	Walling	600/38	02/08/1994
	A20	5,421,808	06/06/1995	Osbon et al.	600/38	07/30/1993
	A21	5,277,557	01/11/1994	Cooper	417/440	01/11/1993
	A22	5,244,453	09/14/1993	Osbon et al.	600/38	12/17/1992

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant(s).



EXAMINER'S INITIAL	TRADEMARK	DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A23	5,243,968	09/14/1993	Byun	128/40	05/27/1992
	A24	4,175,554	11/27/1979	Gerow	128/79	03/16/1978

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION
	None				

NON-PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT
	A25 Erectile Dysfunction, http://www.fpnotebook.com/URO25.htm , 3 pages, April 1, 2003.
	A26 Medication Causes of Impotence, http://www.fpnotebook.com/URO83.htm , 2 pages, April 1, 1003.
	A27 Erectile Dysfunction Causes, http://www.fpnotebook.com/URO26.htm , 2 pages, April 1, 2003.
	A28 Erectile Dysfunction Management, http://www.fpnotebook.com/URO27.htm , 2 pages, April 1, 2003.
	A29 Penile Prosthesis, http://www.fpnotebook.com/URO28.htm , 2 pages, April 1, 2003.
	A30 Penile Revascularization, http://www.fpnotebook.com/URO29.htm , 1 page, April 1, 2003.
	A31 Vacuum Suction Device, http://www.fpnotebook.com/URO30.htm , 1 page, April 1, 2003
	A32 5 entries found for erection, http://dictionary.reference.com/search?q=erection , 2 pages, April 1, 2003.
	A33 Fast Facts – Erectile Dysfunction, http://www.healthpress.co.uk/pdfs/erectiledysfunction.pdf , 2 pages, March 10, 2003.
	A34 Anatomy, Descriptive and Surgical, Henry Gray, Bounty Books, New York, Revised, 15 th Edition, pp. 1011-1014.

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